

JUDGE KAPLAN

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

Olivia Almengor, et al. (see attached rider for full caption)

V.

Benno C. Schmidt, et al. (see attached rider for full caption)

**08 SUMMONS IN A CIVIL ACTION
CV 6585**

CASE NUMBER:

TO: (Name and address of Defendant)

Benno C. Schmidt, et al., in their official capacities as Trustees
BOARD OF TRUSTEES OF THE CITY UNIVERSITY OF NEW YORK
535 EAST 80TH STREET
NEW YORK, NEW YORK 10021

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

JONES DAY
Phineas E. Leahey, Esq.
222 East 41st Street
New York, N.Y. 10017

an answer to the complaint which is served on you with this summons, within twenty days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

(BY) DEPUTY CLERK

1 JUL 24 2008

DATE

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

Olivia Almengor, Marissa Schain,
Daniel Bogatin,

Plaintiffs,

- against -

Benno C. Schmidt, *in his capacity as
Chairman of the Board of Trustees of
the City University of New York*, Philip
Alfonso Berry, Valerie Lancaster Beal,
Rita Dimartino, Freida D. Foster-
Tolbert, Joseph J. Lhota, Hugi M.
Morales, Peter S. Pantaleo, Kathleen
M. Pesile, Carol A. Robles Roman,
Marc V. Shaw, Charles A. Shorter,
Sam A. Sutton, Jeffrey S. Wisenfeld,
Robert Ramos, Manfred Philipp, *in
their capacities as trustees of the City
University of New York*, and Christoph
M. Kimmich, *in his capacity as the
President of Brooklyn College*,

Defendants

Civ. No.

Hon.

**Complaint for Declaratory and
Injunctive Relief**

AFFIDAVIT OF SERVICE

**UNITED STATES DISTRICT COURT
Southern District of New York**

Index Number: 08 CIV 6585

Date Filed: _____

Plaintiff:

OLIVIA ALMENGOR, et al.

vs.

Defendant:

BENNO C. SCHMIDT, et al.

Received by ASK Litigation Support, Inc. to be served on **BENNO C. SCHMIDT, et al., in their official capacities as Trustees, BOARD OF TRUSTEES OF THE CITY UNIVERSITY OF NEW YORK, 535 EAST 80th St., New York, NY 10021.**

I, Simon Kahn, being duly sworn, depose and say that on the **28th day of July, 2008 at 11:20 am, I:**

Personally delivered a true copy of the **Summons & Complaint** to Adriana Aranda, Legal Ass't, authorized and that said documents were in actuality delivered to the business at the location stated above.

Description of Person Served: Age: 27, Sex: F, Race/Skin Color: Caucasian, Height: 5'6", Weight: 125, Hair: Black, Glasses: N

I am over the age of 18, not a party to this action, and reside in the State of New York.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____

Date

7/28/08


Simon Kahn
0842361

**ASK Litigation Support, Inc.
D/B/A Firm Service
211 East 43rd Street, Suite 1901
New York, NY 10017
(212) 481-9000
Our Job Serial Number: 2008000452
Ref: 200958-600001**